

Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 IO-10 ISO-00 SSO-00 NSCE-00 INRE-00

L-03 FRB-01 OMB-01 TAR-01 SP-02 AGR-10 AID-05 CIAE-00

COME-00 INR-07 LAB-04 NSAE-00 OIC-02 SIL-01 STR-04

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INFO USMISSION USUN NEW YORK

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E.O. 11652: N/A

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TAGS: UNCTAD, ETRD, EINV

SUBJECT: UNCTAD COMMITTEE ON MANUFACTURES - G-77 DRAFT
OF RBP'S

REF: GENEVA 5124, 5080

FOR USDEL BRUNGART OR ALLEN

1. FOLLOWING COMMENTS RELATE TO FIRST RESOLUTION OF G-77
CONTAINED IN GENEVA'S 5080 AND AS REDRAFTED BY GROUP B
AS SET FORTH IN GENEVA'S 5124.

2. GROUP OF EXPERTS REFERRED TO IN PARAS 1 AND 2 SHOULD BE
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EXPERTS SELECTED BY GOVERNMENTS, NOT REPEAT NOT BY THE

SECRETARY GENERAL OF UNCTAD IN CONSULTATION WITH GOVERNMENTS. FROM THE US VIEWPOINT WE WOULD WANT TO HAVE GOVERNMENTAL EXPERTS FROM THE INTERESTED AGENCIES SINCE THE RESOLUTION DEALS IN LARGE PART WITH MEASURES THAT WILL HAVE TO BE IMPLEMENTED BY GOVERNMENTS. PARAS 1 AND 2 SHOULD BE REVISED TO REFLECT ABOVE, OTHERWISE USDEL CANNOT REPEAT NOT SUPPORT GROUP B RESOLUTION.

3. USDEL SHOULD SUGGEST TO GROUP B THAT THE WORDS "OF DEVELOPING COUNTRIES" IN PARAGRAPH 3 BE DELETED. WE

BELIEVE THAT THRUST OF RESOLUTION SHOULD BE TOWARD RBP'S THAT AFFECT ALL COUNTRIES, DEVELOPING AS WELL AS DEVELOPED.

4. PARAGRAPHS 3(B) AND 3(C) OF THE GROUP B DRAFT WOULD ENSURE THAT LDC'S HAVE LEGISLATIVE AND ADMINISTRATIVE CONTROL OVER RBP'S WHICH BY SOMEONE'S DEFINITION ADVERSELY AFFECT THEIR TRADE AND DEVELOPMENT. WE WOULD PREFER THAT THESE TWO PARAGRAPHS BE MERGED TO READ QUOTE DETERMINE ELEMENTS AND MODALITIES OF A MODEL LAW OR LAWS ON RBP'S FOR DEVELOPING COUNTRIES. END QUOTE.

5. FALLBACK POSITION MENTIONED PARA 3 OF REFTTEL 5124 IS ACCEPTABLE. HOWEVER, USDEL SHOULD OPPOSE ANY RESOLUTION WHICH (A) CALLS FOR RECONVENING OF GROUP OF EXPERTS APPOINTED BY UNCTAD SECRETARIAT AND NOT BY GOVERNMENTS, OR (B) SEEKS ADOPTION OF INTERNATIONAL CODE OF CONDUCT ON RBP'S, OR (C) MANDATES SOME FORM OF GOVERNMENTAL NOTIFICATION AND REGISTRATION PROCEDURES.

6. DEPARTMENT CONFIRMS THAT USDEL SHOULD VOTE AGAINST SECOND RESOLUTION. INGERSOLL

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